

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

STEVE SACHS,
Plaintiff

vs.

STEVEN SPRAGUE, et al,
Defendants

) Lead Civil Action No. 04-30032-MAP

)

) Consolidated with 04-30038-MAP

)

) 04-30044-MAP

)

)

FILED
CLERK'S OFFICE

OCT 21 12:30 PM '04

U.S. DISTRICT COURT
DISTRICT OF MASSACHUSETTS

PLAINTIFF'S MOTION TO EXTEND TIME
FOR FILING AMENDED COMPLAINT
AND MOTION TO AMEND THE CAPTION
(ASSENTED TO)

The Plaintiff in these consolidated cases hereby moves for an extension of time until October 28, 2004 in which to file an Amended Complaint and a Motion to Amend the Caption appropriately.

In support of this motion, Plaintiff states as follows:

1. On September 3, 2004, this Court issued a Memorandum and Order providing that the Plaintiff file an Amended Complaint and a Motion to Amend the Caption on or before October 21, 2004. Plaintiff's counsel is in the process of preparing the Amended Complaint and Motion to Amend the Caption, but does not anticipate being able to file these documents by the deadline. Plaintiff therefore requests that he be permitted an additional week or until October 28, 2004, to file the Amended Complaint and Motion to Amend the Caption.

2. In order to avoid any potential unfairness, the Plaintiff also requests that all dates concerning Defendants' Motion to Dismiss be extended by one week as follows:

- (a) On or before December 22, 2004, Defendants will file their Motion to Dismiss;
- (b) Plaintiff's Opposition to Defendants' Motion to Dismiss will be filed by February 6, 2005;

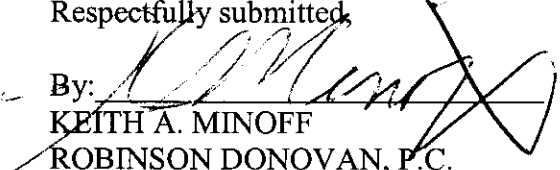
(c) Any Reply to the Opposition will be filed by March 1, 2005.

3. Allowance of this Motion will not result in any unfair prejudice to any party or any undue delay in these proceedings. The scheduled hearing on Defendants' Motion to Dismiss will still take place as scheduled on March 10, 2005.

The Defendants have kindly assented to the allowance of this Motion.

Dated: October 21st, 2004

Respectfully submitted,

By: 
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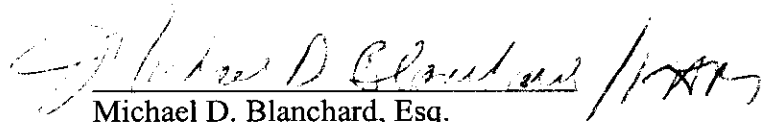
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ASSENTED TO:

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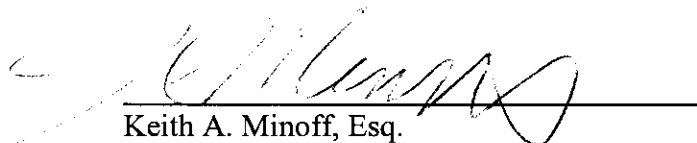
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CERTIFICATE OF SERVICE

I, Keith A. Minoff, Esq., hereby certify that on this 21ST day of October, 2004, I served a copy of the above document upon all counsel of record for each party by mail.

Subscribed under the penalties of perjury.


Keith A. Minoff, Esq.